

DIMENSIONS

VOLUME 24 DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION SUMMER 2004

Department Moves Forward on Visitability Initiatives



Based on a recent report by the Virginia Housing Study Commission, the Board has considered the issue of visitability during its last several meetings. Visitability is the extent to which a building is accessible to the disabled for visitation. The Commission offered several recommendations that would have affected Virginia regulants, including:

- Mandatory continuing education courses related to visitability for architects (linked to Virginia licensure);
- Mandatory courses for Virginia architecture degree program students (linked to diploma) in visitability; and
- Mandatory section on Virginia registration exam for architects regarding visitability.

The Board reviewed a memorandum Director Louise Ware sent to Nancy M. Ambler, Executive Director and Counsel for the Virginia Housing Study Commission, expressing some concerns with the recommendations. After analyzing the Commission report, the Board discussed several additional factors that were potentially problematic. These factors included reciprocity impediments for Virginia regulants posed by requiring an additional examination on visitability; problems with accreditation of programs when courses are added regarding visitability, as well as the limit on the number of credit hours a degree program can include; and the potential of increased housing costs and the effect on housing designs statewide.

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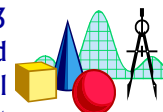
Subsequent to the initial Board

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Photogrammetry News

As discussed in the Spring 2003 issue of DIMENSIONS, the Board for Professional and Occupational Regulation (BPOR) conducted a study at the request of the APELSCIDLA Board regarding the regulation of photogrammetrists. After holding several public hearings around the state, the BPOR concluded its work in late 2003, and the APELSCIDLA Board considered the final report from the study at its meeting on December 13, 2003.



After reviewing the BPOR report, the Board directed the Department to facilitate a stakeholders meeting to formulate recommended legislative and regulatory language pertaining to photogrammetry. The photogrammetry facilitation group met four times from February to May 2004 to discuss the best way to regulate photogrammetry in Virginia. The following groups were represented at the meetings:

- American Congress on Surveying and Mapping
- American Society for Photogrammetry and Remote Sensing, Potomac Region
- APELSCIDLA Board
- Management Association for Private Photogrammetric Surveyors
- Virginia Association for Mapping and Land Information Systems
- Virginia Association of Counties
- Virginia Association of Surveyors
- Virginia Department of Transportation
- Virginia Geographic Information Network
- Virginia Municipal League

At the last meeting held on May 18, 2004, the members involved with the photogrammetry facilitation were unable to reach a consensus as to the draft statutory language to recommend to the Board. While the committee was unable to reach a consensus, several valuable ideas were proposed. The Board and the Department are now studying legislative initiatives related to this matter. ▲

Calculator Policy for PE & LS Exams



In August 2003, the National Council of Examiners for Engineering and Surveying (NCEES) announced that, beginning with the April 2004 exam administration, certain calculators would be strictly prohibited from exam sites. While it is not a new policy, it is one that was not strictly enforced. Beginning with the April 2004 exam administration, NCEES WILL STRICTLY ENFORCE THE POLICY.

While there is not an NCEES-approved list, there are a few calculators that are known to be acceptable. Please note that this list is not all-inclusive.

Acceptable Calculators

Casio:

- FX-115 MS PLUS
- FX-250 HC

Hewlett Packard:

- HP-9 series (this includes the HP-9g and HP-9s)
- HP-30s
- HP-32s
- HP-33s

Sharp:

- EL-506 VB
- EL-520 VB

Texas Instruments:

- TI-30 series (this includes the TI-30Xa, TI-30X IIB, TI-30X IIS, TI-34 II, TI-36X Solar, and TI-36X II Solar)

Calculators with communication or text-editing capabilities will be banned from all NCEES exam sites. These include, but are not limited to, the following calculators:

Prohibited Calculators

Casio:

- CFX9850
- FX 7400
- FX 9750
- FX 2.0
- Class Pad 300

Hewlett Packard:

- HP 39 series
- HP 41 series

- HP 42S
- HP 48 series
- HP 49G

Texas Instruments:

- TI-82
- TI-83, TI-83 Plus and TI-83 Plus Silver Edition
- TI-84 Plus, TI-84 Plus Silver Edition
- TI-85
- TI-86
- TI-89
- TI-92
- TI Voyage 200

Please keep in mind that *this list is NOT all-inclusive*. If your calculator has the ability to store a string of text and communicate it in any way, it will not be permitted.

NOTE: During the August 2004 NCEES Annual Meeting, a motion was passed that modifies the calculator policy to state that "only models of calculators as specified by NCEES are permitted in the examination room." Therefore, in the near future, there will not be a prohibited list, only acceptable calculators will be published, and only calculators on that list will be permitted. Please check the NCEES website for updates. ▲

News for Land Surveyors Practicing in DC



The Land Surveyors Section of the Board recently reviewed a letter from a surveyor member of the District of Columbia Board of Licensing for Professional Engineers, regarding the practice of surveying in the District of Columbia by Virginia-licensed land surveyors. Prior to 1999, it was legal for land surveyors to practice in the District if they had a current and valid license in Virginia.

In 1999, a law was passed that required all land surveyors practicing in the District to obtain a license from the DC Board. The DC Board agreed at that time to institute a grace period wherein unlicensed practice by Virginia licensees would not be enforced until all affected surveyors had sufficient time to obtain a license from the DC Board. The DC Board has announced that sufficient time has passed and it will now begin to enforce the law requiring all surveyors practicing in the District to be licensed by the DC Board. If you are a land surveyor affected by this change, please contact the District of Columbia Board of Professional Engineers at (202) 442-4320 for more information. ▲

Former Board Member Receives Distinguished Service Award



Former Board Member Wilmer "Bill" Sirine, L.S., was presented with the NCEES Northeast Zone 2004 Distinguished Service Award by the APELSCIDLA Board at its meeting on June 10, 2004. The award was announced at the NCEES NE Zone Meeting held in April 2004 in Portland, Maine. Mr. Sirine was nominated by the Board for this prestigious award, which is only bestowed upon individuals who have rendered outstanding service to the Northeast Zone and NCEES.

Mr. Sirine served as a land surveyor member of the APELSCIDLA Board from 1992 to 2002; however, he has continued to assist the Board by serving as an NCEES emeritus member and by participating in the photogrammetry facilitation meetings (see article on page 1).

The Board and staff extend our sincere congratulations to Mr. Sirine for this honor. ▲



Presentation of award to Mr. Sirine (right) by Mr. Davenport, Board Chair.



Adjustments to Board Fees



At the June 10, 2004, Board meeting, the Board adopted new fees to become effective in the near future. The following lists the increase in some of the fees of the APELSCIDLA Board. The old fees are *italicized* and the new fees are underlined.

PART III – ARCHITECTS – 18 VAC 10-20-90 FEE SCHEDULE

Application	\$45	<u>\$75</u>
Renewal	35	<u>55</u>
Dishonored check	25	<u>25</u>

PART IV – PROFESSIONAL ENGINEERS – 18 VAC 10-20-170 FEE SCHEDULE

Fundamentals of Engineering Application	\$20	<u>\$30</u>
Principles of Engineering Application	40	<u>60</u>
Renewal	30	<u>80</u>
Comity	40	<u>60</u>
FE/PE out of state proctor	30	<u>100</u>
Dishonored Check	25	<u>25</u>

PART V – LAND SURVEYORS – 18 VAC 10-20-280 FEE SCHEDULE

Application for Fundamentals of Surveying	\$45	<u>\$60</u>
Application for Principles of Surveying	50	<u>90</u>
Application for Land Surveyor B	50	<u>90</u>
Renewal	80	<u>90</u>
Comity	50	<u>90</u>
Out of State Proctor	50	<u>90</u>
Dishonored Check	25	<u>25</u>

PART V I– LANDSCAPE ARCHITECTS – 18 VAC 10-20-400 FEE SCHEDULE

Application	\$75	<u>\$125</u>
Renewal	75	<u>110</u>
Out of State Proctor	50	<u>100</u>
Dishonored Checks	25	<u>25</u>

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Board Member Changes



Since the last issue of the DIMENSIONS newsletter, there have been several changes on the Board. Following please find brief biographies of our newest Board members.

W. R. Stephenson, Jr.



Walter R. ("Steve") Stephenson, Jr., was appointed to the Land Surveyors Section of the Board in July 2003 to replace John M. Elkin, Jr.

Steve went on his first survey project when he was five years old. Steve and his land surveyor father, Walter, Sr., spent many weekends cutting lines, setting benchmarks, shooting elevations, and running traverses. Today, Steve is Vice President of the Surveying Division at MSA, P.C. (formerly known as Miller-Stephenson & Associates, P.C.). Although his days are now spent directing MSA's 30-person survey team, Steve still enjoys the chance to get back out in the field when a particularly challenging survey task demands his expertise. With more than 34 years devoted to the surveying profession, Steve has surveyed everything from Navy ship hulls to Federal navigation waterways to tunnel ceilings. He has completed forensic surveying in support of expert witness testimony for vehicular accident investigations and surveying of residential and commercial properties ranging from single-family lots to more than 4,000 acres.

Steve and his wife, Judy, live in Suffolk's River Front community. He is a past President of the Virginia Association of Surveyors (VAS), and he continues to be an active member of VAS, as well as the National Society of Professional Surveyors.

William H. Spell



William Henry Spell was appointed to the Landscape Architects Section of the Board in July 2003 to replace Ralph B. Higgins.

Bill is a landscape architect who began his career in 1970 after graduating with high honors from the University of Georgia. A two-year stint with the U.S. Navy provided good exposure to the government planning and design process, as he served as a junior officer and planner for the Department of Defense.

After the Navy, Bill worked with a small group of architects who practiced high quality design on a range of projects that included resort architecture and planning through residential design. When this firm was purchased by what is now called the Benham Group, Bill became the Director of Landscape Architecture and participated as the principal site planner on the firm's design team. In this capacity, he worked on a new state office building for California that won a national design competition. Its significance was that some of the building components were under a large park and the building was heated and cooled by solar energy. When the firm relocated, Bill accepted a position with EDAW, Inc. in Alexandria. During his tenure, he was principal designer for the site development for the Federal National Mortgage Association and participated on the design team for the Soviet Embassy. In fall of 1978, Bill began a nineteen-year employment with Higgins Associates, Inc., where he became a vice president and part owner.

In 1997, Bill started the landscape architectural design firm, Wm. H. Spell, LLC. The past seven years have seen the firm evolve into a practice that focuses on traditional site planning, master planning, and landscape architecture.

J. Everette "Ebo" Fauber, III



J. Everette "Ebo" Fauber, III, was appointed to the Architects Section of the Board in July 2003 to replace Robert A. Boynton.

Ebo obtained his Bachelor of Architecture from the University of Virginia. After working at several architectural firms in Virginia, Ebo began his current position as owner of Fauber Architects in 2003.

Ebo's current term on the Board is actually his second time serving on the Board. He previously served on the Board from 1989 to 1993, where he served as both Chairman of the Architects Section and Chairman of the Board during his term. In addition to his Board service, Ebo has served in various capacities in a multitude of local, state, and national organizations.

Vaughn B. Rinner



Vaughn B. Rinner was appointed to the Landscape Architects Section of the Board in July 2003 to replace William M. Davenport.

(Continued on page 5)

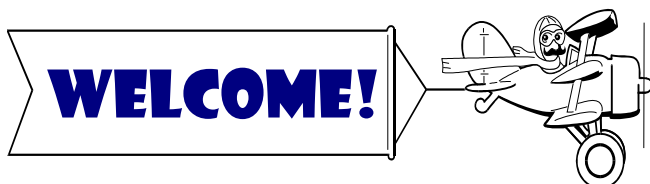
(Continued from page 4)

Vaughn is a principal with the interdisciplinary firm of The LandMark Design Group, Inc., with offices in Virginia Beach, Suffolk and Williamsburg, where she has worked since 1987. An Iowa native, she has a degree in studio art from the University of Iowa and one in landscape architecture from Iowa State University. Vaughn began her 30 years of professional landscape architectural work in Syracuse, New York, and she has lived in Norfolk since 1985. She is married to a landscape architect, Tim Bell, C.L.A., and they have two artistic children - Vaughn Bell, who lives in Boston, and Jordan Bell, who attends Alfred University in Alfred, New York.

Vaughn has worked on numerous project types, with a particular focus on recreation and revitalization planning and design. She is currently involved in several grant-funded streetscape and community renewal projects in cities, counties and towns, ranging from Halifax to Chesapeake to Kilmarnock. She has also been very active in professional and community organizations throughout her time in Virginia, including serving as an officer with the Virginia Chapter of the American Society of Landscape Architects and serving on the founding Board of Directors for the Virginia Urban Forest Council. In addition to her professional work, she enjoys reading just about anything, traveling just about anywhere, hiking, cooking, and, of course, eating.

In addition to the above appointments, the Governor made several new appointments to the Board effective July 1, 2004. Nico De León has been appointed to replace Ronald G. Helton of the Professional Engineers Section; Kenneth A. Schwartz has been appointed to replace David L. May, Jr., of the Architects Section; and Cameron C. Stiles has been appointed to replace Susan S. Orange of the Certified Interior Designers Section. Please stay tuned for profiles of the newest Board members in the next edition of DIMENSIONS.

The Board and staff would like to thank Mr. Boynton, Mr. Davenport, Mr. Higgins, Mr. Elkin, Mr. Helton, Mr. May, and Ms. Orange for their service on the Board. ▲



Important Changes to LARE



Please share this information with any individuals you may know who are candidates or may be eligible for the examination.

The administration of the Landscape Architecture Registration Examination (LARE) has changed effective with the June 2004 examination. While sections C and E will still be administered through the Board's vendor, sections A, B, and D will now be administered by the Council of Landscape Architecture Registration Boards (CLARB). In addition, sections A, B, and D only are now computerized examinations.

As in the past, any individual who wishes to obtain initial registration in Virginia must apply with the Board in order to obtain approval for taking the LARE. After the candidate is approved to take the exam, in order to take sections C and E, the candidate will submit his examination form to the Board's vendor, in accordance with the instructions on the scheduling form, before the established deadline. To take sections A, B, and D, the candidate will contact CLARB to schedule those examinations *after approval by the Virginia Board*. Once you have taken any or all of sections A, B, and D, your scores will be sent to the Board office for distribution. Once all sections of the examination have been completed and all other requirements are met, your certificate will be issued.

The application forms for certification as a landscape architect, as well as the Board's examination scheduling form for use after you are approved, are available on the Department's website at www.dpor.virginia.gov. Please access the CLARB website at www.clarb.org for more information concerning the process to schedule sections A, B, and D. The examination deadlines are available on page 13 of this newsletter, and also are updated periodically on the Department's website. ▲



2004 General Assembly Session



This year's General Assembly Session resulted in several bills that may be of interest to the APELSCIDLA Board regulants. House Bill 319 provides for extensions of documents issued by the Department of Motor Vehicles, the DMV Commissioner (except special license plates issued to members of the National Guard), or the Motor Vehicle Dealer Board, or related to the practice of any business, profession or calling regulated under Title 54.1 of the *Code of Virginia* for citizens of Virginia serving outside Virginia or the United States in the armed forces of the U.S. or the U.S. diplomatic service.

A related bill, Senate Bill 573, provides an extension of the expiration of any license, permit, or certificate issued by the Department (as well as the Department of Health Professions) and held by a citizen of the state if the expiration is scheduled to occur when the citizen is on active duty outside of the United States. Additionally, any requirements for renewal or maintenance of the license, permit, or certificate shall not have to be met during the period of active duty outside of the United States. The extension of the expiration is limited to 60 days after the citizen returns to the U.S., but may not exceed five years from the date of the scheduled expiration of the license, permit, or certificate.

Two other bills that were passed concern license requirements for design-build contracts. House Bill 849 clarifies that a licensed architect or professional engineer must be licensed as a contractor to render construction services in connection with a design-build contract, but is not required to be licensed or certified as a contractor to engage in, or offer to engage in, contracting work or operate as an owner-developer in Virginia when bidding upon or negotiating design-build contracts or performing services under a design-build contract.

House Bill 854 clarifies that a contractor licensed by the Board for Contractors is not required to obtain an architect or engineer license to bid or negotiate design-build contracts or perform services, other than architectural, engineering, or land surveying services under a design-build contract. The bill provides, however, that the architectural, engineering or land surveying services offered or rendered in connection with such contracts shall only be rendered by a licensed architect, professional engineer, or land surveyor.

You may view these bills, or any action taken by the General Assembly, at <http://legis.state.va.us/>.▲

Fee Adjustments *(continued from page 3)*

PART V III— PROFESSIONAL CORPORATIONS – 18 VAC 10-20-520 FEE SCHEDULE

Application	\$10	<u>\$30</u>
Designation for branch office	10	<u>30</u>
Renewal	15	<u>25</u>
Renewal of branch office	15	<u>25</u>
Reinstatement of branch office	25	<u>30</u>
Dishonored check	25	<u>25</u>

PART IX— PROFESSIONAL LIMITED LIABILITY CO— 18 VAC 10-20-580 FEE SCHEDULE

Application	\$40	<u>\$100</u>
Designation for branch office	15	<u>50</u>
Renewal	20	<u>50</u>
Renewal of branch office	20	<u>50</u>
Reinstatement of branch office	25	<u>30</u>
Dishonored check	25	<u>25</u>

PART X— BUSINESS ENTITIES— 18 VAC 10-20-640 FEE SCHEDULE

Application	\$40	<u>\$100</u>
Designation for branch office	15	<u>50</u>
Renewal	20	<u>50</u>
Renewal of branch office	20	<u>50</u>
Reinstatement of branch office	25	<u>30</u>
Dishonored check	25	<u>25</u>



Former Board Member President of NCARB

Robert A. Boynton, former Architects Section member of the Board, completed his term as President of the National Council of Architectural Registration Boards in June 2004. Mr. Boynton, who was installed as President in June of 2003, served on the Board from 1992 to 2003. Mr. Boynton's years of leadership in NCARB resulted in successful terms as secretary, second vice president, and first vice president to NCARB, before his election as President. The Board and staff congratulate Mr. Boynton on his success as President. ▲

Status of Regulatory Review Process



As mentioned in the last issue of DIMENSIONS, the Board initiated the regulatory review process at its meeting on June 5, 2003. The process was initiated as a result of a committee of the Board performing a detailed review of the regulations and making various recommendations to clarify and update the regulations. On December 11, 2003, the Board adopted the regulations as proposed. Changes included in the proposed regulations are clarifications of the requirements related to responsible charge and "direct control and personal supervision," as well as a myriad of other proposed amendments.

Currently, the proposed regulations are undergoing executive branch review. After approvals are received from the necessary bodies within the executive branch, the proposed regulations will be filed for publication in the Virginia Register of Regulations. A 60-day public comment period will begin, and a public hearing for the Board to receive comments on the proposed regulations will be held during the comment period.

After the public comment period, comments received will be summarized and a response prepared and adopted by the Board. If the Board deems it necessary, it may make changes to the regulations at this time. After any necessary changes are made, the regulations are adopted as final, undergo executive branch review again, and a 30-day comment period is held. At the end of the comment period, the regulations are final.

Anyone can view recent regulatory action by the Board by going to www.townhall.state.va.us. In addition, during the public comment period, you may provide your comments by clicking the appropriate icon. Further, all Board meetings are noticed on this site, and minutes are available on this site for all board meetings. You may also register with the Town Hall to receive an e-mail notification as the regulations proceed through the regulatory review process, as well as notification when meetings are noticed and minutes are posted. ▲

The Virginia Regulatory
Town Hall

Visitability *(Continued from page 1)*

meeting where the visitability issue was discussed, Ms. Ware shared with Ms. Ambler concerns offered by the Board. Thereafter, the Commission tabled the recommendations, agreeing to revisit the issue in a year's time to gauge progress.

The Department – through the Virginia Fair Housing Office – and the Virginia Society of the American Institute of Architects have since partnered to develop a program aimed at increasing awareness among Virginia design professionals about the value and necessity of designing accessible and adaptable housing.



As part of the Department's outreach efforts, staff from the Department and a Board member recently visited with the heads of Virginia's three architecture schools at Hampton University, the University of Virginia, and Virginia Tech to discuss the importance of visitability issues in architecture curricula. In addition, the Department is continuing to explore avenues to incorporate visitability issues into comprehensive architecture education. ▲

New Web/E-mail Addresses for DPOR



Please note that the Department and the Board have a new website address and new e-mail addresses. The Department's new web address is www.dpor.virginia.gov. The new e-mail address for the Board is apelscidla@dpor.virginia.gov. While the old addresses still work at the present time, they will be discontinued in the near future, so be sure to note the new addresses.▲

The ARE Is Evolving



Please share this information with any individuals you may know who are candidates or may be eligible for the examination.

The National Council of Architectural Registration Boards is pleased to announce improvements to the Architect Registration Examination, better known as the ARE.

In order to eliminate redundancy, some ARE content areas are shifting; a few others are being strengthened; and a few new content areas are being introduced. What does this mean for ARE candidates? The most obvious changes are fewer questions in each multiple-choice division and the elimination of two graphic vignettes.

Here is a breakdown of some specific changes included in ARE Version 3.0:

Multiple-Choice Divisions

- Reduction of the overall number of questions in each division
- A better organized content outline for each division, with more consistent titles
- The reintroduction of questions about site design throughout several divisions
- Questions covering new content areas, including "green architecture," sustainability, and new material technologies
- Renaming the Materials & Methods division Building Design / Materials & Methods to better reflect its expanded scope
- Expansion of practice and project management portions of the Construction Documents & Services division
- A redesigned screen layout that anticipates new types of questions in the future

Graphic Divisions

- Elimination of the Site Section vignette from the Site Planning division
- Elimination of the Block Diagram vignette from the Building Planning division
- Standardizing the sequence of all three graphic divisions by implementing one mandatory 15-minute break between sections of each division
- Elimination of access to the Practice Program at Prometric test centers during the examination reduces the scheduled appointment time
- The Practice Program remains available for downloading from the NCARB web site. ▲



On-Line Renewals



As discussed in the last issue of DIMENSIONS, regulants of the Board (excluding business registrations) can now make renewal payments online. You may gain access to the on-line renewal site via a PIN number that is provided on the renewal notice, which is mailed to you approximately 45 days prior to the expiration date on your license. Please be aware that the **ONLY** way to obtain a PIN number is on your renewal notice; therefore, if you do not receive, or misplace, your renewal notice, you cannot obtain your PIN number from the Board office. In this instance, you would need to renew your license by mail. ▲

Did You Know . . .

- If your company offers professional services in Virginia through a website, it must be maintained with up-to-date, accurate information. Additionally, if you advertise multiple professional services on the website (i.e., engineering and land surveying), you must ensure that the firm is properly registered with the Board to offer those services. Further, if the company offers multiple services in another state, but only one in Virginia (for example, an architectural and engineering firm based in Maryland that only offers/provides professional engineering in Virginia), the website must clearly notate which professional service(s) the company is authorized to offer and/or provide in Virginia. Using the previous example, the firm must not have any appearance of offering or providing architectural services in Virginia if they are only authorized to offer/provide professional engineering services in Virginia.
- Changes to the professions rendered through your company or changes in individuals in responsible charge can easily be made using the appropriate business application and checking the space notated "Change of Status." There is no charge for processing this form; however, the Board must be notified of the change within 30 days. The form may be accessed on the Department's website at http://www.state.va.us/dpor/ape_form.htm. ▲

Examination Statistics

The following statistics are a compilation of the Virginia candidates who sat for the April and October 2003, and April 2004, Engineering and Land Surveying examinations.

April 2003 Engineer Exam Results

	# Candidates	# Passing	% Passing
Fundamentals	705	481	68
Principles and Practice	422	220	52

October 2003 Engineer Exam Results

	# Candidates	# Passing	% Passing
Fundamentals	430	250	58
Principles and Practice	503	227	45

April 2004 Engineer Exam Results

	# Candidates	# Passing	% Passing
Fundamentals	745	489	66
Principles and Practice	458	257	56

April 2003 Land Surveyor Exam Results

	# Candidates	# Passing	% Passing
Fundamentals	35	24	69
Principles and Practice	30	20	67
Virginia Portion	65	20	31

October 2003 Land Surveyor Exam Results

	# Candidates	# Passing	% Passing
Fundamentals	38	15	39
Principles and Practice	16	9	56
Virginia Portion	65	37	57

April 2004 Land Surveyor Exam Results

	# Candidates	# Passing	% Passing
Fundamentals	28	11	39
Principles and Practice	20	13	65
Virginia Portion	43	15	35

Following are the statistics for the Virginia candidates who took the Landscape Architect Registration Examination (LARE) in 2003:

June 2003 LARE Results


	# Candidates	# Passing	% Passing
Legal & Administrative Aspects of Practice (Section A)	27	17	63
Analytical Aspects of Practice (Section B)	18	17	94
Planning & Design (Section C)	19	6	32
Structural Cons. & Methods & Materials of Const. (Section D)	23	15	65
Grading, Drainage & Storm Water Management (Section E)	17	5	29

December 2003 LARE Results

	# Candidates	# Passing	% Passing
Planning & Design (Section C)	18	9	50
Grading, Drainage & Storm Water Management (Section E)	15	6	40

(Continued on page 10)

The following statistics are a compilation of the Virginia candidates who sat for the Architect Registration Examination (ARE) from January 1 to December 31, 2003.



	# Candidates	# Passing	% Passing
Building Planning	85	57	67
Building Technology	82	59	72
Construction Documents	62	56	90
General Structures	65	55	85
Lateral Forces	62	61	98
Materials & Methods	71	68	96
Mechanical & Electrical Systems	80	63	79
Pre-Design	57	54	95
Site Planning	72	57	79

New “Rolling Clock” for the ARE



Please share this information with any individuals you may know who are candidates or may be eligible for the examination.

After spirited discussion during NCARB's 2004 Annual Meeting, a majority of Council Member Boards passed a resolution officially creating a “rolling clock” standard for the Architect Registration Examination (ARE). Under the terms of the rolling clock, which will be officially implemented on January 1, 2006, candidates for the ARE must pass the nine-division exam within five years. Three transitional rules, which are noted below, will guide this process.

Background

NCARB's Procedures & Documents Committee, under the leadership of Kevin Monson, AIA, recommended a rolling clock after extensively studying the issue. By establishing this standard, NCARB Member Boards recognize that the practice of architecture changes over time.

Likewise, ARE content, its format, and its administration can change over time as well.

In its statement of support, the P&D Committee noted, “Requiring that all divisions be passed within a reasonable period will better assure that the ARE remains a valid measure of the level of competence necessary to independently practice architecture. While some changes may occur within any five-year period, there is a lower likelihood that applicants will be tested under different forms of administration and methodologies than is the case currently with applicants having unlimited time in which to pass all divisions.”

The Chauncey Group International, the Council's test development and operations consultant for the ARE, also supports the rolling clock, suggesting that it is psychometrically appropriate especially as the exam continues to evolve. Unlike other professions (including the legal and accounting fields), architecture did not have a uniform, national rolling clock for examination prior to the passage of this resolution.

Transitional Rules

Three basic rules will guide the implementation of the rolling clock:

- For applicants who have passed all divisions of the ARE by January 1, 2006, regardless of the time taken, such applicants will have passed the ARE.
- For applicants who have passed one or more but not all divisions of the ARE by January 1, 2006, such applicants will have five years to pass all remaining divisions. A passing grade for any remaining division shall be valid for five years, after which time the division must be retaken if the remaining divisions have not been passed. The five-year period shall commence after January 1, 2006, on the date when the first passed division is administered.
- For applicants who have passed no divisions of the ARE by January 1, 2006, such applicants shall be governed by the above five-year requirement. The five-year period shall commence on the date when the first passed division is administered.

What's Next

Long before NCARB introduced this resolution, nine Member Boards already had implemented a rolling clock requirement, among them Texas, Delaware, and South Carolina. NCARB's adoption of a *national* rolling clock requirement will implement a uniform standard for *all* jurisdictions, thus facilitating reciprocity. For those states with a rolling clock already in place, their individual requirements can be eliminated, thereby relieving them of some record-keeping burdens, while respecting the intent of their current standards. ▲

Disciplinary Actions



The following is a summary of actions taken against regulants by the APEL-SCIDLA Board. Although every effort is made to ensure that the information is correct, before making any specific decisions based upon this information, you should check with the Board office to ensure accuracy.

FILE NUMBER 2002-03576, Andrew M. Martin

VIOLATION—Martin prepared a subdivision plat for a fifteen-acre tract of property. The plat was sealed on November 15, 2000, and recorded on December 1, 2000. In April of 2002, during an inspection of the subject property, the inspector was unable to locate survey markers set as stated on the plat. Martin failed to set the monuments as shown in the plat. **BOARD ACTION**—Consent Order imposing a monetary penalty of \$250. **REGULATIONS VIOLATED**—(1999) 18 VAC 10-20-370.B.4. **EFFECTIVE DATE**—September 10, 2003

FILE NUMBER 2003-00600, Steven L. Biegel

VIOLATION—In September of 2001, Biegel pled guilty in the United States District Court for the District of Columbia to mail fraud and aiding and abetting, a felony. **BOARD ACTION**—Consent Order wherein Biegel agrees to surrender his Virginia architect license and agrees not to submit an application for a Virginia architect license for a period of three and one-half years from the effective date of the Order. Thereafter, if he submits an application, he must meet current requirements in effect at the time of application, and understands that the Board may consider, but is not limited to, Biegel's prior conduct. **REGULATIONS VIOLATED**—(1999) 18 VAC 10-20-790.A.2. **EFFECTIVE DATE**—March 11, 2004

FILE NUMBER 2002-03361, J. A. Braddock Smith

VIOLATION—Smith prepared surveys that did not bear the exact date of the surveys or other identifying data. Smith testified that the surveys were preliminary and to be used as an aid during civil litigation. Smith is in violation of not properly indicating on the plats that they were incomplete and intended to be advance or preliminary copies. **BOARD ACTION**—Consent Order imposing a total monetary penalty of \$500. Further, Smith must successfully complete eight hours of course

work and/or seminars to encompass the topic of boundary traverse adjustment, and eight hours of course work and/or seminars to encompass the topic of the Board's regulations and statutes. **REGULATIONS VIOLATED**—(1999) 18 VAC 10-20-760.B.2. **EFFECTIVE DATE**—March 30, 2004

FILE NUMBER 2002-02786, Monroe Grayson Chew, IV

VIOLATION—Chew entered into a contract with a client to prepare a plat of survey. After accepting the contract in July of 2001, the client paid Chew a retainer. The contract indicated that the survey would be started within seven days of receiving the retainer and all work associated with the contract would be completed within 45 days of the start date. As of September 22, 2003, the client had not received the plat of the survey, nor had he received a refund of the retainer fee. Further, during the course of the investigation, Chew failed to respond to written requests made by the investigator(s) for information pertaining to the matter. **BOARD ACTION**—Final Opinion and Order imposing revocation of Chew's land surveyor license due to the serious nature of Chew's actions in the transaction. **REGULATIONS VIOLATED**—(1999) 18 VAC 10-20-790.A.3; (2003) 18 VAC 10-20-740.C; (1999) 18 VAC 10-20-770 **EFFECTIVE DATE**—December 12, 2003

FILE NUMBER 2002-02786, Monroe Grayson Chew, IV

VIOLATION—In March 2001, Chew was contacted by a client to prepare a paper plat with an elevation certificate of the client's property. Chew showed up at the subject property to set some markers, at which time he was given a check for the survey by the client. Despite several assurances by Chew to the client that the plat was in the mail, as of February 4, 2002, the client had not received the plat of the survey, nor had he received a refund of the fee. Further, during the course of the investigation, Chew failed to respond to written requests made by the investigator(s) for information pertaining to the matter. **BOARD ACTION**—Final Opinion and Order imposing revocation of Chew's land surveyor license. **REGULATIONS VIOLATED**—(1999) 18 VAC 10-20-790.A.3; (1999) 18 VAC 10-20-740.C **EFFECTIVE DATE**—December 12, 2003

(Continued on page 12)

Disciplinary Actions *(continued from page 11)*

FILE NUMBER 2002-1549, Richard D. Hodges

VIOLATION—Hodges performed a survey and produced a plat that failed to include the following: district and county where the property is located; distance to the nearest road intersection that adjoins to property surveyed; and Hodges' seal. **BOARD ACTION**—Consent Order imposing a total monetary penalty of \$650, with \$250 stayed provided Hodges furnishes the Board with a copy of the plat from the appropriate land records office which contains Hodges' seal, signature, and date, within 15 days of acceptance of the Consent Order. In addition, Hodges agrees to pay Board costs in the amount of \$300. **REGULATIONS VIOLATED**—(1999) 18 VAC 10-20-370.C.2.a; (1999) 18 VAC 10-20-370.C.2.d; (1999) 18 VAC 10-20-760.B. **EFFECTIVE DATE**—December 12, 2003 ▲

Department Expands Information on Website

The *License Lookup* feature on the Department's website has been expanded to include more information regarding regulants. In addition to general information regarding licenses, certificates, and registrations, the website now includes more information regarding disciplinary actions taken by the Board. If a regulant has been disciplined by the Board, the *License Lookup* feature will display the text of the Order for any closed cases, as well as information regarding open cases involving the regulant where probable cause has been found to exist. The Department increased the information available in order to better protect the health, safety, and welfare of the public. ▲

APELSCIDLA Individual License

NAME: _____
 CITY/STATE: _____
 OCCUPATION: _____
 LICENSE: _____
 INITIAL CERTIFICATION DATE: _____
 EXPIRATION DATE: REVOKED

Open Enforcement Cases: 0

File Number: _____
 Notice: _____

Closed Enforcement Cases: 2

File Number	Disposition	Date Case Closed
2002	Violation	December
2002	Violation	December

Board Considers CBLAD Compliance Plans



At several recent Board meetings, the Board has discussed an issue brought to its attention regarding confusion among regulants of the Board as to who may prepare Chesapeake Bay Preservation Act compliance plans. After much consideration and hearing testimony from various people relating to this issue during several Board meetings, the Board adopted the following response regarding who may prepare Chesapeake Bay Preservation Act compliance plans:

"The APELSCIDLA Board . . . has determined that work associated with the Chesapeake Bay Preservation Act may involve the practice of engineering, land surveying, and landscape architecture (pursuant to § 54.1-400 of the Code of Virginia) depending on the exact nature of the work being performed. Further, review of this issue in the past has also revealed that this work may be incidental to other professional work and has determined that architects are competent to perform some of the types of calculations required by the Act. The issue of which professional is authorized to perform such work is dependent on the type of work being performed, applicable statutes, regulations and ordinances, as well as the competency of the individual practitioner.

"As in any activity involving the practices of architecture, engineering, land surveying (pursuant to § 54.1-400 so A and B land surveyors are both competent to perform such work), certified interior design, and landscape architecture, if there is a question about the specific competence of an APELSCIDLA Board regulant, then this issue should be specifically addressed at that time through inquiries and complaints to this Board.

"As to the issue of 'redesigning' by the County officials, we would obviously need to know the specifics of individual instances. It is not unusual for regulatory authorities and agencies to request revisions to plans, specifications, reports, and permit applications. However, generally speaking, the professional who has the responsibility, authority, and accountability must concur with each of these revisions.

"Additionally, please note § 54.1-410 of the Code of Virginia regarding the duties of public officials. Further, please be aware that if a regulant of the APELSCIDLA Board is not adhering to the required standards, or does not appear to be competent in work undertaken, then a complaint needs to be filed with the Board." ▲

EXAMINATION SCHEDULE

PROFESSIONAL ENGINEER & LAND SURVEYOR EXAM DATES

<u>Exam Date</u>	<u>Application Due Date</u>	<u>Exam Fee Due Date</u>
October 29, 2004	July 2, 2004	September 24, 2004
April 15, 2005	December 17, 2004	March 11, 2005

ENGINEER-IN-TRAINING & SURVEYOR-IN-TRAINING EXAM DATES

<u>Exam Date</u>	<u>Application Due Date</u>	<u>Exam Fee Due Date</u>
October 30, 2004	July 2, 2004	September 24, 2004
April 16, 2005	December 17, 2004	March 11, 2005

LANDSCAPE ARCHITECT EXAM DATES

<u>Exam Dates</u>	<u>Application Due Date</u>	<u>Exam Fee Due Date</u>
For Sections C & E Only		
December 6-7, 2004	August 9, 2004	September 22, 2004
June 13-14, 2005	February 14, 2005	March 31, 2005
For Sections A, B, & D Only		
August 9-13, 2004	April 12, 2004	Contact CLARB
March 7-9, 2005	November 8, 2004	Contact CLARB

Notes:

- **ARCHITECTS:** The Architectural Registration Examination is given year-round; therefore, there are no deadlines. The architect applications are reviewed on a continuous basis.
- **INTERIOR DESIGNERS:** The interior designers examination is administered by NCIDQ. You may reach them by dialing (202) 721-0220.

MOVING? PLEASE NOTIFY THE BOARD OFFICE OF YOUR NEW ADDRESS.

Name: _____

Profession: _____

License Number: _____

Old Address: _____

New Address: _____

(P.O. Box must be accompanied by
your physical address)

Signature: _____

Date: _____

Mail to:

APELSCIDLA Board, Department of Professional & Occupational Regulation,
3600 West Broad St., Richmond, VA 23230-4917

CALENDAR OF EVENTS

July	27	Professional Engineers Section Meeting	Oct	26	Professional Engineers Section Meeting
	29	Architects Section Meeting		27	Architects Section Meeting
Aug	5	Land Surveyors Section Meeting	Nov	4	Interior Designers Section Meeting
	10	Landscape Architects Section Meeting		9	Land Surveyors Section Meeting
	12	Interior Designers Section Meeting		10	Landscape Architects Section Meeting
Sept	9	APELSCIDLA Board Meeting	Dec	9	APELSCIDLA Board Meeting

APELSCIDLA BOARD MEMBERS

<u>Architects</u> John S. Clark, Jr. ** J. Everette Fauber, III Kenneth A. Schwartz	<u>Prof. Engineers</u> Richard N. Davenport Stanley C. Harris Nico De León	<u>Land Surveyors</u> Doyle B. Allen * John R. McAden W. R. Stephenson, Jr.	<u>Landscape Arch.</u> Vaughn B. Rinner William H. Spell	<u>Interior Designers</u> Carole R. Renmark Cameron C. Stiles
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* Board President, ** Board Vice-President

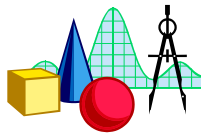
IMPORTANT TELEPHONE NUMBERS

Licensing or Applications	(804) 367-8512 or -8506	Examination Questions	(804) 367-8569
Board Administration	(804) 367-8514	Complaints	(804) 367-8504

IMPORTANT WEB SITE AND E-MAIL ADDRESSES

APELSCIDLA Web Site: <http://www.dpor.virginia.gov> E-mail: APELSCIDLA@dpor.virginia.gov

NCARB:	http://www.ncarb.org	CLARB:	http://www.clarb.org
NCEES:	http://www.ncees.org	NCIDQ:	http://www.ncidq.org



All Regulators ●

Architects ●

Professional Engineers ●

Land Surveyors ●

Landscape Architects ●

Interior Designers



**3600 West Broad Street
Richmond, Virginia 23230-4917**

Change of Address? Notify the Board Office in Writing.